Docket No.: 5776P006



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

DON TEAGUE, ET AL.

Application No.: 10/624,837

Filed: July 21, 2003

For: METHOD AND SYSTEM TO PROCESS

A TRANSACTION IN A NETWORK BASED COMMERCE FACILITY

Art Group: Unassigned

Examiner: Unassigned

## INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure, enclosed is a copy of Information Disclosure Statement by Applicant (form PTO/SB/08), which is being submitted before the mailing of a first Office Action. It is respectfully requested that the cited references be considered and that the enclosed copy of PTO/SB/08 be initialed by the Examiner to indicate such consideration and a copy thereof returned to applicant(s). Copies of the references cited on PTO/SB/08 are enclosed herewith.

-1- 5776P006

The submission of this Information Disclosure Statement is not to be construed as a representation that a search has been made in the subject application and is not to be construed as an admission that the information cited in this statement is material to patentability.

Applicant has concurrently submitted an electronic Information Disclosure Statement (IDS) for the above-referenced patent application. In the concurrently filed electronic IDS submission, it was requested that any requisite fees be debited from Deposit Account 02-2666. Applicant respectfully requests that only one fee be debited for these concurrently filed IDS submissions if such fees are required.

Respectfully submitted,

BLAKELY, SOKOLØFF, TAYLOR & ZAFMAN LLP

Date:

12400 Wilshire Blvd., 7th Floor Los Angeles, California 90025 (408) 947-8200 Tarek N. Fahmi, Reg. No. 41,402

I hereby certify that this correspondence is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dawn Shaw

-2-

Substitut for Form 1449/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT					C mplete if Known					
				Application Number	10/624,837					
				Filing Date	07/21/2003					
				NI	First Named Inventor:		Don Teague			
(use as many sheets as necessary)				Art Unit	Unassigned					
OCT 2 8 2003	<u>w</u>					Examiner Name		Unassigned		
Sheet	1 💢		of	1		Attorney Docket Number		5776.P006		
ا دو ـ ما	\$			NON PAT	ENT LIT	ERATURE DOCUMENTS	S			
Examiner Initials*	Cite No <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published  KLING, ROB, ""4.1.2. Consumer Convenience and Protection "", software patent Institution Database of Software Technologies; 1978; p. 1-3 USA, web page <a href="http://m.spi.org/cgi">http://m.spi.org/cgi</a> Bin/newgry?ISAec=&submit=see&csum=110184817619., (1978),								
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Examiner Signature								ate onsidered		

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

<sup>\*</sup>Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Applicant's unique citation designation number (optional). <sup>2</sup>Applicant is to place a check mark here if English Translation is attached.

This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SENT FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

TRANSMITTAL F  (to be used for all correspondence af	ORM	Application No. Filing Date	10/624,837  July 21, 2003  Don Teague				
(to be used for all correspondence af		First Named Inventor					
		Art Unit	Unassigned				
		Examiner Name	Unassigned				
Total Number of Pages in This Submis	sion 6	Attorney Docket Number					
FNCLO	OSURES (chec	ck all that apply)					
Fee Transmittal Form	Drawing(s		After Allowance Communication to Group				
Fee Attached	Licensing	-related Papers	Appeal Communication to Boa of Appeals and Interferences				
Amendment / Response	Petition		Appeal Communication to Grou				
After Final Affidavits/declaration(s)	Petition to Provisiona	Convert a al Application	Proprietary Information				
Extension of Time Request	Power of Change of	Attorney, Revocation f Correspondence Address					
Express Abandonment Request	Terminal	Disclaimer	Other Enclosure(s) (please identify below):				
Information Disclosure Statement	Request for	or Refund	Return Postcard Copies of Cited Art (4)				
PTO/SB/08	CD, Numb	per of CD(s)					
Certified Copy of Priority Document(s)							
Response to Missing Parts/ Incomplete Application  Basic Filing Fee	Remarks						
Declaration/POA		<u> </u>					
Response to Missing Parts under 37 CFR 1.52 or 1.53							
SIGNATU	RE OF APPLICA	ANT, ATTORNEY, OR A	GENT				
or	ni, Reg. No. 41						
Individual name BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP							
Signature	1	2/03					
Date //	12/03						
CERTIFICATE OF MAILING/TRANSMISSION							

Date

Based on PTO/SB/21 (08-03) as modified by Blakely, Solokoff, Taylor & Zafman (wlr) 09/11/2003. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Signature

OT 2 8 2003

## FEE TRANSMITTAL for FY 2003

Effective 01/01/2003. Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT

0.00

(\$)

Complete if Known				
Application Number	10/624,837			
Filing Date	July 21, 2003			
First Named Inventor	Don Teague			
Examiner Name	Unassigned			
Group/Art Unit	Unassigned			
Attorney Docket No.	5776P006	-		

METHOD OF PAYMENT (check all that apply)	FEE CALCULATION (continued)						
☐ Check ☐ Credit card ☐ Money ☐ Other ☐ None	3. A	DDITIO	NAL	FEES			
Deposit Account	Larg	e Entity	Sma	ll Entity	,		
	Fee Code	Fee (\$)	Fee Code	Fee (\$)	- For December	For Dold	
Deposit Account 02-2666	l		i		Fee Description	Fee Paid	
Number	1051 1052	130 50	2051 2052	65 25	Surcharge - late filing fee or oath Surcharge - late provisional filing fee or		
Account Account Blakely, Sokoloff, Taylor & Zafman LLP	1				cover sheet.		
Name	2053 1812	130 2,520	2053 1812	130 2,520	Non-English specification  For filing a request for ex parte reexamination		
The Commissioner is authorized to: ( check all that apply)	1804	920 *	1804	920			
Charge fee(s) indicated below Credit any overpayments	1.50		'00'		Examiner action		
Charge any additional fee(s) required under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20.	1805	1,840 *	1805	1,840 *	* Requesting publication of SIR after Examiner action		
Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account	1251	110	2251	55	Extension for reply within first month		
FEE CALCULATION	1252	420	2252	210	Extension for reply within second month		
1. BASIC FILING FEE	1253	950	2253	475	Extension for reply within third month		
Large Entity Small Entity	1254	1,480	2254	740	Extension for reply within fourth month		
Fee Fee Fee Fee <u>Fee Description</u> Fee Paid Code (\$)	1255	1,210	2255	605	Extension for reply within fifth month		
1001 770 2001 385 Utility filing fee	1404	330	2401	165	Notice of Appeal		
1002 340 2002 170 Design filing fee	1402	330	2402	165	Filing a brief in support of an appeal		
1003 530 2003 265 Plant filing fee	1403	290	2403	145	Request for oral hearing		
1004 770 2004 385 Reissue filing fee	1451	1,510	2451	1,510	Petition to institute a public use proceeding		
1005 160 2005 80 Provisional filing fee	1452	110	2452	55	Petition to revive - unavoidable		
SUBTOTAL (1) (\$)	1453	1,330	2453	665	Petition to revive - unintentional		
2 EVEDA CLAIM FEEC	1501 1502	1,330 480	2501 2502	665 240	Utility issue fee (or reissue)  Design issue fee		
2. EXTRA CLAIM FEES Extra Fee from Claims below Fee Paid	1503	640	2503	320	Plant issue fee		
Total Claims _ 20° = X	1460	130	2460	130	Petitions to the Commissioner		
Independent X = X	1807	50	1807	50	Processing fee under 37 CFR 1.17(q)		
Multiple Dependent =	1806	180	1806	180	Submission of Information Disclosure Stmt		
Large Entity Small Entity Fee Fee Fee Fee Fee Description	8021	40	8021	40	Recording each patent assignment per property (times number of properties)		
-Code (\$) Code (\$)	1809	770	1809	385	Filing a submission after final rejection (37 CFR § 1.129(a))		
1202 18 2202 9 Claims in excess of 20 1201 86 2201 43 Independent claims in excess of 3	1810	770	2810	385	For each additional invention to be examined (37 CFR § 1.129(b))	·	
1203 290 2203 145 Multiple Dependent claim, if not paid	1801	770	2801	385	Request for Continued Examination (RCE)		
1204 86 2204 43 **Reissue independent claims over original patent	1802	900	1802	900	Request for expedited examination		
1205 18 2205 9 **Reissue claims in excess of 20 and over original patent	Other fe	e (specify)		Amer	of a design application ndment to the Drawings	0.00	
SUBTOTAL (2) (\$)							
**or number previously paid, if greater, For Reissues, see below	*Reduced	l by Basic Filin	g Fee Pak	d	SUBTOTAL (3) (\$)	0.00	
SUBMITTED BY				Complete (if applic	able)		
Name (Print/Type) Tarek N. Fahpy		egistratio		4	11,402 Telephone (408),94		
Signature .				1	Date (0/27/	03	